

**ASSEMBLY BILL**

**No. 686**

**Introduced by Assembly Member Baugh**

February 26, 1997

An act to add Section 22112.6 to the Education Code, relating to school employees.

LEGISLATIVE COUNSEL'S DIGEST

AB 686, as introduced, Baugh. School employee retirement.

The State Teachers' Retirement Law defines the term "class of employees" for purposes of various benefit determinations.

This bill would authorize specified county offices of education to revise the definition of that term.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 22112.6 is added to the  
2 Education Code, to read:  
3 22112.6. Notwithstanding Section 22112.5, any county  
4 office of education that, prior to January 1, 1997, operated  
5 a special education program for up to 225 days, and  
6 changes that program to a regular school year of not less  
7 than 180 school days with an extended year of not more  
8 than 45 days effective July 1, 1998, may consider days of



1 service in defining not more than two classes of  
2 employees, subject to the following:

3 (a) Members employed in the 225-day program prior  
4 to October 1, 1997, may remain in a class of employees for  
5 whom full-time service is 216 days per year.

6 (b) Any of those members may elect to belong to a  
7 second class of employees for whom full-time service is  
8 fewer than 216 days per year, but not less than the  
9 minimum standard specified in paragraph (1) of  
10 subdivision (b) of Section 22138.5, if both of the following  
11 conditions exist:

12 (1) The election is made on or before June 30, 1998,  
13 and is effective July 1, 1998.

14 (2) The election is nonrevocable.

15 (c) All certificated employees hired on or after  
16 October 1, 1997, shall belong to the class of employees  
17 specified in subdivision (b).

18 (d) This section shall not apply to certificated  
19 employees whose base year is determined pursuant to  
20 subparagraph (A) or (B) of paragraph (2) of subdivision  
21 (b) of Section 22138.5.

